9-75 JUMBA EDITIONS

SECRET (When Filled In)

DIRECTORATE OF OPERATIONS

[redacted] ROUTINE

STATE/INR JCS/MC (DIA) CIA/NMCC SWS NSA TREAS NSC/S SOO NIO CRS PAGE 1 OF 4 PAGES

[redacted]

THIS IS AN INFORMATION REPORT, NOT FINALLY EVALUATED INTELLIGENCE

CONFIDENTIAL

[redacted]

DIST 20 FEBRUARY 1976

[redacted] 1.5 (c)

1. IN EARLY FEBRUARY, [redacted] PRESIDENT AUGUSTO P I N O C H E T [redacted] IS SERIOUS ABOUT COMING TO GRIPS WITH THE HUMAN RIGHTS ISSUE AND ENSURING ENFORCEMENT OF RECENT LEGISLATION REGARDING PROPER TREATMENT OF DETAINEES. IN THIS REGARD, PINOCHET IS ANXIOUS TO GET THE FIRST SECTION OF THE NEW CONSTITUTION OUT BEFORE THE PUBLIC DURING THE FIRST HALF OF 1976, BECAUSE THIS SECTION

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APPLIES TO INDIVIDUAL RIGHTS AND GUARANTEES AND SHOULD IMPROVE THE GOVERNMENT'S IMAGE IN THE HUMAN RIGHTS FIELD.

2. [redacted] THAT MUCH OF THE IMPETUS FOR PINOCHET'S CHANGE IN ATTITUDE HAS COME FROM DISCUSSIONS HE HAS HELD WITH MUGUEL S C H W E I T Z E R, MINISTER OF JUSTICE; JOSE MARIA E Y Z A G U I R R E, PRESIDENT OF THE SUMPREME COURT; AND JAIME G U Z M A N, ADVISOR ON POLITICAL AND CONSTITUTIONAL MATTERS. GIZMAN HAD ADMITTED [redacted] THAT HE IS A LATE-COMER WITH REGARD TO RECOGNIZING THE EXISTANCE AND SERIOUSNESS OF HUMAN RIGHTS ABUSES, BUT THAT [redacted] CONVINCED HIM TO INVESTIGAT THE ACTIVITIES OF THE SECURITY FORCES AND PARTICULARLY THOSE OF THE DIRECTORATE OF NATIONAL INTELLIGENCE (DINA).

3. IN EARLY JANUARY, THE PAPAL NUNCIO INFORMED PINOCHET THAT DINA AGENTA HAD COME TO THE NUNCIATURE AND DEMANDED THE RELEASE TO THEM OF NELSON G U T I E R R E Z, AN EXTREMIST LEADER WHO HAD TAKEN ASYLUM THERE. THE NUNCIO REFUSED AND WARNED THE DINA MEN THAT IF THEY TOOK GUTIERREZ BY FORCE, HE WOULD SEE THAT THE INCIDENT WAS GIVEN

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INTERNATIONAL PUBLICITY. THE NUNCIO SAID THAT THIS DECLARATION 1.5 (c)
CAUSED THE DINA AGENTS TO RECONSIDER AND WITHDRAW FROM THE EMBASSY GROUNDS. PINOCHET LISTENED INTENTLY TO THE NUNCIO'S ACCOUNT, EXPRESSED HIS CONCERN OVER THE HUMAN RIGHTS ISSUE, AND SAID THAT HE WAS TAKING ACTION TO IMPROVE THE SITUATION.

4. THE NUNCIO SUBSEQUENTLY SHOWED GIZMAN A LETTER WHICH HE HAD WRITTEN TO THE VATICAN, EXPRESSING FEAR FOR HIS OWN LIFE AND ASKING THAT HE BE RECALLED. ACCORDING TO THE PRESIDENTIAL ADVISOR, GUZMAN, WHO IS AN ALMOST FANATICAL CATHOLIC, NOW BELIEVES IT IS HIS DUTY TO BOTH INSURE THE SAFETY OF THE PAPAL NUNCIO IN CHILE AND TO CORRECT THE ABUSES OF WHICH THE NUNCIO HAS SPOKEN. GUZMAN HAD HELD SEVERAL CONVERSATIONS WITH SCHWEITZER AND EYZAGUIRRE TO DISCUSS WAYS OF MONITORING AND IMPROVING THE HUMAN RIGHTS SITUATION. THE ADVISOR SAID THAT THE 29 JANUARY DECREE LAW GUARENTEEING THE RIGHTS OF DETAINEES WAS A DIRECT RESULT OF THE EFFORTS OF SCHWEITZER AND EYZAGUIRRE. HE EXPRESSED THE BELIEF THAT THE LAW WILL BE IMPLEMENTED BECAUSE FOR THE FIRST TIME, PINOCHET REALIZES THE EXTENT TO WHICH HUMAN RIGHTS ABUSES ARE UNDERMINING HIS GOVERNMENT AND BECAUSE THE RESIGNATIONS OF

SCHWEITZER AND EYZAGUIRRE, FOR LACK OF ACTION, WOULD SERIOUSLY AFFECT CIVILIAN SUPPORT FOR THE GOVERNMENT. 1.5 (c)

5. [redacted]